

01-11-02

Please type a plus sign (+) inside this box [+]

PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY PATENT APPLICATION TRANSMITTAL
(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 04676.P020
(maximum 12 characters)

First Named Inventor Joe Freeman Britt, Jr.

Title: AN APPARATUS AND METHOD FOR IDENTIFYING AND SURVEYING SUBSCRIBERS

Express Mail Label No. EL371009893US

JC979 U.S. PRO
10/04/2002
01/08/02

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, D. C. 20231

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original, and a duplicate for fee processing)
2. Applicant Claims Small Entity Status. (37 CFR 1.27)
3. Specification (Total Pages 25)
(preferred arrangement set forth below)
 - Descriptive Title of the Invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference sequence listing, a table,
or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. Drawings(s) (35 USC 113) (Total Sheets 8)
5. Oath or Declaration (Total Pages 5)
 - a. Newly Executed (Original or Copy)
 - b. Copy from a Prior Application (37 CFR 1.63(d))
(for Continuation/Divisional with Box 18 completed)
 - i. DELETIONS OF INVENTOR(S) Signed statement attached deleting
inventor(s) named in the prior application, see 37 CFR 1.63(d)(2)
and 1.33(b).
 - c. Unsigned.
6. Application Data Sheet. (37 CFR 1.76)
7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. paper
 - c. Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. _____ **Assignment Papers (cover sheet & documents(s))**
10. _____ a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)
_____ b. Power of Attorney
11. _____ English Translation Document (if applicable)
12. _____ a. Information Disclosure Statement (IDS)/PTO-1449
_____ b. Copies of IDS Citations
13. _____ **Preliminary Amendment**
14. _____ **Return Receipt Postcard (MPEP 503) (Should be specifically itemized)**
15. _____ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. _____ **Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.**
17. _____ Other: _____

18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

Continuation Divisional Continuation-in-part (CIP)
Of Prior Application No.: _____ Examiner _____ Group Art Unit _____
(which is a continuation/ divisional/ CIP of prior application no. _____,
which is a continuation/ divisional/ CIP of prior application no. _____) (List entire chain of priority)

Applicant(s): Also include a Preliminary Amendment to amend the specification to claim priority.

For CONTINUATION AND DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18B. Statement under 37 CFR 3.73(b) for continuing application:

The undersigned states that _____ (name of assignee) is
the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an
assignment recorded in the Patent and Trademark Office at Reel No. _____ Frame No. _____
(or a copy of which is attached).

19. Correspondence Address

Customer Number or Bar Code Label _____
or _____ (Insert Customer No. or Attach Bar Code Label here)

Correspondence Address Below

NAME Thomas C. Webster

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

ADDRESS 12400 Wilshire Boulevard

Seventh Floor

CITY Los Angeles STATE California ZIP CODE 90025-1026

Country U.S.A. TELEPHONE (408) 720-8300 FAX (408) 720-9397

Name (PRINT/TYPE): Thomas C. Webster Registration No.: 46,154
Signature: Thomas C. Webster Date: 3/18/02

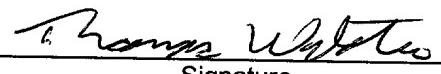
REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

First Named Inventor Joe Freeman Britt, Jr.
Title AN APPARATUS AND METHOD FOR IDENTIFYING AND SURVEYING SUBSCRIBERS

Attorney Docket No. 04676.P020

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

11/8/02
Date


Signature

Thomas C. Webster
Typed or Printed Name

46,154
Registration No.

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months after the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(ii)).**

Send to: Assistant Commissioner for Patents, Washington, D.C. 20231

"Express Mail" mailing label number: EL371009893US

Date of Deposit: January 8, 2002

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Assistant Commissioner for Trademarks, Washington, D.C. 20231.

Janece Shannon

(Typed or printed name of person mailing paper or fee)

Janece Shannon

(Signature of person mailing paper or fee)

1-8-2002

(Date signed)

Serial/Patent No.: Unassigned Filing/Issue Date: Herewith

Client: Danger Research

Title: AN APPARATUS AND METHOD FOR IDENTIFYING AND SURVEYING
SUBSCRIBERS

BSTZ File No.: 04676.P020 Atty/Secty Initials: TCW/EHT/js

Date Mailed: January 8, 2002 Docket Due Date: ***

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- | | | |
|--|--|--|
| <input type="checkbox"/> Amendment/Response (____ pgs.) | <input checked="" type="checkbox"/> Express Mail No. <u>EL371009893US</u> | <input checked="" type="checkbox"/> Check No. <u>47524</u> |
| <input type="checkbox"/> Appeal Brief (____ pgs.) (in triplicate) | <input type="checkbox"/> _____ Month(s) Extension of Time | <input type="checkbox"/> Amt <u>740.00</u> |
| <input checked="" type="checkbox"/> Application - Utility (<u>25</u> pgs., with cover and abstract) | <input type="checkbox"/> Information Disclosure Statement & PTO-149 (____ pgs.) | <input type="checkbox"/> Check No. _____ |
| <input type="checkbox"/> Application - Rule 1.53(b) Continuation (____ pgs.) | <input type="checkbox"/> Issue Fee Transmittal | <input type="checkbox"/> Amt. _____ |
| <input type="checkbox"/> Application - Rule 1.53(b) Divisional (____ pgs.) | <input type="checkbox"/> Notice of Appeal | |
| <input type="checkbox"/> Application - Rule 1.53(b) CIP (____ pgs.) | <input type="checkbox"/> Petition for Extension of Time | |
| <input type="checkbox"/> Application - Rule 1.53(d) CPA Transmittal (____ pgs.) | <input type="checkbox"/> Petition for _____ | |
| <input type="checkbox"/> Application - Design (____ pgs.) | <input checked="" type="checkbox"/> Postcard | |
| <input type="checkbox"/> Application - PCT (____ pgs.) | <input type="checkbox"/> Power of Attorney (____ pgs.) | |
| <input type="checkbox"/> Application - Provisional (____ pgs.) | <input type="checkbox"/> Preliminary Amendment (____ pgs.) | |
| <input type="checkbox"/> Assignment and Cover Sheet | <input type="checkbox"/> Reply Brief (____ pgs.) | |
| <input checked="" type="checkbox"/> Certificate of Mailing | <input type="checkbox"/> Response to Notice of Missing Parts | |
| <input checked="" type="checkbox"/> Declaration & POA (<u>5</u> pgs.) (Unsigned) | <input type="checkbox"/> Small Entity Declaration for Indep. Inventor/Small Business | |
| <input type="checkbox"/> Disclosure Docs & Org & Copy of Inventor Signed Letter (____ pgs.) | <input checked="" type="checkbox"/> Transmittal Letter, in duplicate | |
| <input checked="" type="checkbox"/> Drawings: <u>8</u> # of sheets includes <u>8</u> figures | <input checked="" type="checkbox"/> Fee Transmittal, in duplicate | |

Other: Certificate of Express Mailing with copy of postcard
showing contents of Express Mail package.

FEE TRANSMITTAL FOR FY 2002**TOTAL AMOUNT OF PAYMENT (\$)** 740.00**Complete if Known:**Application No. UnassignedFiling Date HerewithFirst Named Inventor Joe Freeman Britt, Jr.Group Art Unit UnassignedExaminer Name UnassignedAttorney Docket No. 04676.P020**METHOD OF PAYMENT** (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666

Deposit Account Name _____

- Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- Applicant claims small entity status. See 37 CFR 1.27

2. Payment Enclosed: Check
 Money Order
 Other

FEE CALCULATION**1. BASIC FILING FEE**

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fee Paid</u>
Fee	Fee	Fee	Fee
Code	(\$)	Code	(\$)
101	740	201	370
106	330	206	165
107	510	207	255
108	740	208	370
114	160	214	80
		Utility application filing fee	
		Design application filing fee	
		Plant filing fee	
		Reissue filing fee	
		Provisional application filing fee	
SUBTOTAL (1) \$ 740.00			

2. EXTRA CLAIM FEES

	<u>Extra Claims</u>	<u>Fee from below</u>	<u>Fee Paid</u>
Total Claims <u>20</u>	<u>- 20** = 0</u>	X	<u>= 0.00</u>
Independent Claims <u>3</u>	<u>- 3** = 0</u>	X	<u>= 0.00</u>
Multiple Dependent			<u>=</u>

**Or number previously paid, if greater; For Reissues, see below.

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>
Fee	Fee	Fee
Code	(\$)	Code
103	18	203
102	84	202
104	280	204
109	84	209
110	18	210
		Claims in excess of 20
		Independent claims in excess of 3
		Multiple dependent claim, if not paid
		**Reissue independent claims over original patent
		**Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) \$ 0.00		

FEE CALCULATION (continued)

3. ADDITIONAL FEES

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fee Paid</u>
Fee Code	Fee (\$)	Fee Code (\$)	
105	130	205 65	Surcharge - late filing fee or oath
127	50	227 25	Surcharge - late provisional filing fee or cover sheet
139	130	139 130	Non-English specification
147	2,520	147 2,520	For filing a request for ex parte reexamination
099	8,800	099 8,800	Request for inter parties reexamination
112	920*	112 920*	Requesting publication of SIR prior to Examiner action
113	1,840*	113 1,840*	Requesting publication of SIR after Examiner action
115	110	215 55	Extension for reply within first month
116	400	216 200	Extension for reply within second month
117	920	217 460	Extension for reply within third month
118	1,440	218 720	Extension for reply within fourth month
128	1,960	228 980	Extension for reply within fifth month
119	320	219 160	Notice of Appeal
120	320	220 160	Filing a brief in support of an appeal
121	280	221 140	Request for oral hearing
138	1,510	138 1,510	Petition to institute a public use proceeding
140	110	240 55	Petition to revive – unavoidable
141	1,280	241 640	Petition to revive - unintentional
142	1,280	242 640	Utility issue fee (or reissue)
143	460	243 230	Design issue fee
144	620	244 310	Plant issue fee
122	130	122 130	Petitions to the Commissioner
123	50	123 50	Processing fee under 37 CFR 1.17(q)
126	180	126 180	Submission of Information Disclosure Stmt
581	40	581 40	Recording each patent assignment per property (times number of properties)
146	740	246 370	For filing a submission after final rejection (see 37 CFR 1.129(a))
148	110	248 55	Statutory Disclaimer
149	740	249 370	For each additional invention to be examined (see 37 CFR 1.129(b))
179	740	279 370	Request for Continued Examination (RCE)
169	900	169 900	Request for expedited examination of a design application
195	300	195 300	Publication fee for early, voluntary, or normal pub.
196	300	196 300	Publication fee for republication
194	130	194 130	Request for voluntary publication or republication
098	130	098 130	Processing fee under 37 CFR 1.17(i) (except provisionals)
091	1,280	091 1,280	Acceptance of unintentionally delayed claim for priority

Other fee (specify) _____

Other fee (specify) _____

SUBTOTAL (3) \$ 0.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:

Typed or Printed Name: Thomas C. Webster

Signature: Thomas Webster Date: 1/8/02

Reg. Number: 46,154 Telephone Number: (408) 720-8300